

GORDON H. DePAOLI
Nevada State Bar No. 195
DALE E. FERGUSON
Nevada State Bar No. 4986
DOMENICO R. DePAOLI
Nevada State Bar No. 11553
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, Nevada 89511
Telephone: 775/688-3000

Attorneys for Walker River Irrigation District

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,) IN EQUITY NO. C-125-RCJ
) SUBFILE NO. C-125-C
Plaintiff,) 3:73-CV-00128-RCJ-WGC

WALKER RIVER PAIUTE TRIBE,)
)
Plaintiff-Intervenor,)

v.)

WALKER RIVER IRRIGATION DISTRICT,)
a corporation, et al.,)
)
Defendants.)

MINERAL COUNTY,)
)
Proposed Plaintiff-Intervenor,)

v.)

WALKER RIVER IRRIGATION DISTRICT,)
et al.,)
)
Proposed Defendants.)

**WALKER RIVER IRRIGATION
DISTRICT'S MOTION FOR
EXTENSION OF TIME
(First Request)**

1 Pursuant to Fed. R. Civ. P. 6(b) and LR 6-2, the Walker River Irrigation District
2 (“District”) moves the Court for an order extending the time for all parties to file replies in
3 support of the Motion to Dismiss filed herein on March 31, 2014 (Dkt. 751) until a date which
4 is 30 days after the United States of America files its Response in Opposition to the Motions to
5 Dismiss filed in Subproceeding C-125-B. The following grounds are presented in support of
6 this Motion:
7

8 1. The Court ordered that motions to dismiss on jurisdictional grounds be filed by
9 March 31, 2014, with responses due May 30, 2014 and replies due June 30, 2014. (Dkt. 736).

10 2. The Motion to Dismiss was filed on March 31, 2014. (Dkt. 751).

11 3. By Order filed May 27, 2014, the United States Court of Appeals for the Ninth
12 Circuit stayed the deadline for the United States to file a response to the Motions to Dismiss in
13 Subproceeding C-125-B pending disposition of the Petition for Writ of Mandamus filed in the
14 Ninth Circuit by the United States of America.
15

16 4. The Ninth Circuit Court of Appeals has not yet disposed of the United States’
17 Petition for Writ of Mandamus.

18 5. On May 30, 2014, Mineral County filed its response to the Motion to Dismiss in
19 this matter (Dkt. 759), and on that same date, the Walker River Paiute Tribe filed its response
20 in opposition to Motions to Dismiss (Dkt. 758).
21

22 6. The United States filed a response to the Motion to Dismiss on June 2, 2014.
23 (Dkt. 760). However, that response does not address all of the issues raised by the Motions to
24 Dismiss filed in Subproceeding C-125-B.

25 7. The United States has not filed a response to the Motions to Dismiss in
26 Subproceeding C-125-B, and likely will not file a response until the Ninth Circuit Court of
27 Appeals disposes of its pending Petition for Writ of Mandamus and lifts its stay.
28

CERTIFICATE OF SERVICE

I certify that I am an employee of Woodburn and Wedge and that on the 6th day of June, 2014, I electronically served the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following via their email addresses:

Bryan L. Stockton	bstockton@ag.nv.gov
K Geddes	kgeddes@water.nv.gov
S. Geyer	sgeyer@ag.nv.gov
Don Springmeyer	dspringmeyer@wrslawyers.com
Christopher Mixson	cmixson@wrslawyers.com
C. Rehfeld	crehfeld@wrslawyers.com
N. Valdez	nvaldez@wrslawyers.com
George Benesch	gbenesch@att.net
Greg Addington	greg.addington@usdoj.gov
Elizabeth Pantner	epantner@usdoj.gov
Joanie Silvershield	joanie.silvershield@usdoj.gov
James Spoo	spootoo@aol.com
J. J. Rbau	jjrbau@hotmail.com
John Paul Schlegelmilch	jpslaw@netscape.com
Karen Peterson	kpeterson@allisonmackenzie.com
N. Fontonet	nfontonet@allisonmackenzie.com
V. O'Neill	voneill@allisonmackenzie.com
Laura Schroeder	counsel@water-law.com
T. Jackson	t.jackson@water-law.com
Tau	tau@water-law.com
Marta A. Adams	madams@ag.nv.gov
K. Armstrong	karmstrong@ag.nv.gov
L. Deming	ldeming@ag.nv.gov
V. Brownell	vbrownell@ag.nv.gov
V. Brownley	vbrownley@ag.nv.gov
Michael D. Hoy	mhoy@nevadalaw.com
K. Anderson	kanderson@nevadalaw.com
M. Kimmel	mkimmel@nevadalaw.com
T. Chrissinger	tchrissinger@nevadalaw.com
Ross E. de Lipkau	ecf@parsonsbehle.com
R. Tinnell	rtinnell@parsonsbehle.com
Thomas J. Hall	tjhall@eschelon.com
Michael W. Neville	michael.neville@doj.ca.gov
Annadel Almendras	annadel.almendras@doj.ca.gov
Joan Randolph	joan.randolph@doj.ca.gov
Stacey Simon	ssimon@mono.ca.gov
Stephen M. Macfarlane	Stephen.Macfarlane@usdoj.gov
Deedee Sparks	deedee.sparks@usdoj.gov
Cathy Wilson	cathy.wilson@bia.gov
Christopher Watson	christopher.watson@sol.doi.gov; chriswatson@gmail.com
Eileen Rutherford	eileen.rutherford@usdoj.gov

1	Yvonne Marsh	yvonne.marsh@usdoj.gov
2	Paul J. Anderson	panderson@mclrenolaw.com
3	W. Cornelious	wcornelius@mclrenolaw.com
4	Wes Williams	wwilliams@standfordaluni.org
5	David L. Negri	david.negri@usdoj.gov
6	Simeon Herskovits	simeon@communityandenvironment.net
7	Sean A. Rowe	srowe@mineralcountynv.org
8	Andrew Guss Guarino	guss.guarino@usdoj.gov
9	Cathy Wilson	c.wilson@bia.gov
10	Iris Thornton	iris@communityandenvironment.net

/s/ Holly Dewar
Holly Dewar